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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION THREE

THE PEOPLE,

Plaintiff and Respondent,

v.

JASON T. BAKER,

Defendant and Appellant.

B267730

(Los Angeles County  
Super. Ct. No. MA066567)

APPEAL from judgment of the Superior Court of Los Angeles County,

Kathleen Blanchard, Judge. Affirmed.

David McNeil Morse, under appointment by the Court of Appeal, for Defendant  
and Appellant.

No appearance for Plaintiff and Respondent.

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In July 2015, defendant Jason T. Baker attacked the victim, stabbing him multiple times with a knife. Baker was charged in a felony complaint with attempted murder (Pen. Code, §§ 664, 187, subdivision (a)—count 1),<sup>1</sup> assault with a deadly weapon (§ 245, subdivision (a)(1) —count 2), and battery causing serious bodily injury (§ 243, subdivision (d)—count 3). As to counts 1 and 2, the complaint alleged pursuant to section 12022.7, subdivision (a), that Baker inflicted great bodily injury on the victim. As to all three counts, the complaint alleged pursuant to section 12022, subdivision (b)(1), that Baker used a deadly and dangerous weapon during the attack. The complaint also alleged as to all three counts that, in 2007, Baker had suffered a prior conviction for assault with a firearm (§ 245, subdivision (a)(2)), a serious or violent felony under sections 667, subdivision (d), and 1170.12, subdivision (b).

On August 18, 2015, after Baker was advised of the nature and consequences of a no contest plea, he waived his constitutional rights and pled no contest to attempted murder and admitted the great bodily injury and prior strike allegations. After obtaining a stipulation from Baker’s counsel, the court found a factual basis for Baker’s plea and admissions based on the allegations in the felony complaint. The court accepted the plea and admissions and found Baker guilty of attempted murder under count 1 and found true the great bodily injury and prior strike allegations. The court granted the People’s motion to dismiss the remaining counts and allegations set forth in the complaint. The court sentenced Baker to 13 years in state prison, consisting of the low five-year term for attempted murder (§ 664, subdivision (a)), which was doubled because of the prior strike allegation (§ 667, subdivision (e)), plus three years for the great bodily injury allegation (§ 12022.7, subdivision (a).) The court awarded Baker 52 days of custody credit, imposed various fines and fees, and ordered Baker to provide a DNA sample.

Baker filed a timely notice of appeal. He did not, however, obtain a certificate of probable cause from the trial court. (§ 1237.5.)

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<sup>1</sup> All undesignated statutory references are to the Penal Code.

We appointed counsel to represent Baker on appeal. After examining the record, Baker's counsel filed an opening brief under *People v. Wende* (1979) 25 Cal.3d 436, identifying no arguable issues and requesting this court to conduct an independent review of the record. On March 25, 2016, we notified Baker he had 30 days to submit in writing any issues or contentions he wanted us to consider. Baker did not file a response.

We have reviewed the entire record and are satisfied Baker's counsel has complied fully with his responsibilities as counsel and no arguable issues exist. (*People v. Kelly* (2006) 40 Cal.4th 106, 119.)

**DISPOSITION**

The judgment is affirmed.

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LAVIN, J.

WE CONCUR:

EDMON, P. J.

HOGUE, J.<sup>\*</sup>

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<sup>\*</sup> Judge of the Los Angeles Superior Court, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.